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5 JOHN WILLIAM WALLACE,

6 Plaintiff,

7 vs.

8 UNITED STATES GOVERNMENT,

9 Defendant.

10 NO. CV-10-5078-EFS

11 ORDER DISMISSING LAWSUIT DUE TO  
12 FAILURE TO COMPLY WITH COURT ORDER

13 On July 9, 2010, an Order was entered requiring Plaintiff John  
14 William Wallace to either file an Application to Proceed In Forma  
15 Pauperis or pay a filing fee. (Ct. Rec. 2.) Plaintiff failed to comply  
16 with this Order. Accordingly, the Court **HEREBY ORDERS**:

17 1. this file shall be **CLOSED**, and

18 2. an appeal in this matter, which does not include a  
19 properly-filed complaint, will not be taken in good faith.

20 **IT IS SO ORDERED.** The District Court Executive shall forward a  
21 copy of this Order to Plaintiff.

22 **DATED** this 2<sup>nd</sup> day of February 2011.

23  
24 S/ Edward F. Shea  
25 \_\_\_\_\_  
26 EDWARD F. SHEA  
27 United States District Judge

28 Q:\Civil\2010\5078.dismiss.ifp.wpd

ORDER - 1